

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA  
DOCKET NO. 2004-219-E - ORDER NO. 2006-522  
SEPTEMBER 1, 2006

IN RE: Petition of Progress Energy Carolinas, Inc. to ) ORDER APPOINTING  
Terminate Service ) HEARING OFFICER

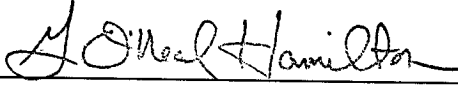
This matter comes before the Public Service Commission of South Carolina (the Commission) on the Commission's Motion to appoint B. Randall Dong, Esquire, to serve as a hearing officer in the instant docket regarding the Petition of Progress Energy Carolinas, Inc. for termination of service. This appointment is in order that the hearing officer may dispose of certain remaining procedural matters pursuant to S.C. Code Ann. Section 58-3-40 (Supp. 2005). The Motion is granted.

Section 58-3-40(C)(1) states that upon the request of any party or any commissioner, the commission may employ a hearing officer who may hear and determine procedural motions or other matters not determinative of the merits of the proceedings. Under (C)(2), the hearing officer has full authority, subject to being overruled by the commission, to rule on questions concerning the conduct of the case and other matters. Under (C)(3), the officer must be an attorney qualified to practice in all courts of this State with a minimum of eight years' practice experience.

We find that Mr. Dong meets this qualification, and we therefore grant the Motion appointing him as hearing officer. As hearing officer in this proceeding, we direct Mr. Dong to deal with any remaining procedural matters in the case.

This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

  
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G. O'Neal Hamilton, Chairman

ATTEST:

  
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C. Robert Moseley, Vice Chairman

(SEAL)